

Fat Not Less Than 3.5% Fibre Not Over 8% * * * Ingredients * * *
 Wheat Bran, Wheat Midds * * * Meat Scrap, Fish Meal"; (Roux Egg
 Mash) "Protein 20% * * * Fibre 8% Ingredients * * * Fish Meal
 * * * Wheat Bran, Wheat Midds * * * Choice Meat Scraps."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statements quoted above were false and misleading since the articles contained less than the declared amounts of protein; and the 16% Dairy Feed, one lot of hog feed, and the egg mash did not contain "Corn Gluten Feed, Linseed Oil Meal, 1% Steam Bone Meal, 1% Salt and Molasses," or "Gluten Feed, Calcium Carbonate and Salt," or "Fish Meal, Wheat Bran, Wheat Middlings, Choice Meat Scraps," as declared on their respective labels.

Misbranding, Section 403 (i) (2), the articles were fabricated from 2 or more ingredients, and the labels of certain lots failed to bear the common or usual name of each such ingredient. The 20 percent dairy feed contained undeclared alfalfa meal; the 24 percent dairy feed contained undeclared ground screenings (barley hulls, wheat chaf, weed seeds, etc.); the broiler mash and egg mash contained undeclared linseed oil meal, ground wheat, and ground barley; and one lot of the breeding mash contained undeclared corn gluten feed and ground wheat. another lot contained undeclared corn gluten feed, and a remaining lot contained undeclared wheat bran.

DISPOSITION: March 17, 1947. A plea of nolo contendere having been entered, the court imposed a fine of \$50 on each of the 11 counts of the information, a total fine of \$550, plus costs.

11598. Misbranding of alfalfa meal and alfalfa leaf meal. U. S. v. Caney Valley Cooperative Drying Association. Plea of guilty. Fine, \$100. (F. D. C. No. 20947. Sample Nos. 33404-H, 33406-H, 33407-H.)

INFORMATION FILED: January 8, 1947, Southern District of Texas, against the Caney Valley Cooperative Drying Association, a corporation, Boling, Tex.

ALLEGED SHIPMENT: On or about September 20 and 22 and October 30, 1945, from the State of Texas into the State of Kansas.

LABEL, IN PART: "Dehydrated Alfalfa Meal [or "Caro-Green Dehydrated Alfalfa Leaf Meal"] Distributed by Caro-Green Laboratories, Kansas City, Mo."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statements "Crude Protein, not less than 15.0% [or "17.0%," or "20.0%"]," were false and misleading since the articles contained less than the declared amounts of protein. The statements "Crude Fiber, not more than 18.0%" and "Dehydrated Alfalfa Leaf Meal," on the label of the leaf meal, were false and misleading since the product contained more than 18 percent of crude fiber and did not consist of alfalfa leaf meal, but did consist of alfalfa meal.

DISPOSITION: February 5, 1947: A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$100.

FISH AND SHELLFISH

11599. Adulteration of rosefish. U. S. v. 545 Cartons * * *. (F. D. C. No. 20875. Sample No. 39002-H.)

LABEL FILED: September 13, 1946, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about August 13, 1946, by Booth Fisheries, from Gloucester, Mass.

PRODUCT: 545 10-pound cartons of rosefish at Detroit, Mich.

LABEL, IN PART: "Rosefish * * * Packed by Fabet Corporation, Gloucester, Mass."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: November 5, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

11600. Adulteration of smoked salmon. U. S. v. 5 Cases, etc. (and 4 other seizure actions). (F. D. C. Nos. 20751, 20753, 20754, 20890, 21138. Sample Nos. 56494-H, 57336-H to 57338-H, incl., 66959-H, 66960-H.)

LABELS FILED: August 26 and on or about October 3 and 10, 1946, District of Massachusetts and Western District of Missouri.

ALLEGED SHIPMENT: On or about August 5, 16, and 28, 1946, by the Manhattan Packing Co., from Middle Village, Long Island, N. Y.

PRODUCT: Smoked salmon. 5 cases at Chelsea and 12 cases at South Boston, Mass., each case containing 48 8-ounce cups; and 36 dozen 8-ounce cartons at Kansas City, Mo. Examination showed that the product contained decomposed salmon, and that the packing medium of the salmon in the Massachusetts lots consisted in part of mineral oil.

LABEL, IN PART: "Delicio Brand Smoked & Sliced U. S. Salmon," or "Delicio Brand U. S. Salmon Smoked & Sliced Packed in Salad Oil."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), (all lots) the article consisted in whole or in part of a decomposed substance; Section 402 (a) (1), (Chelsea and South Boston lots) the article contained added mineral oil, a deleterious substance, which may have rendered the article injurious to health; Section 402 (b) (1), a valuable constituent, edible salad oil, had been in whole or in part omitted from the article; Section 402 (b) (2), a substance containing nonnutritive mineral oil had been substituted in whole or in part for salmon packed in salad oil; and, Section 402 (b) (4), mineral oil had been added to the article and mixed and packed with it so as to reduce its quality or strength.

DISPOSITION: September 30 and December 5 and 10, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

11601. Adulteration of canned shad. U. S. v. 1,785 Cases * * *. (F. D. C. No. 20856. Sample No. 19591-H.)

LIBEL FILED: September 10, 1946, Northern District of Iowa.

ALLEGED SHIPMENT: On or about August 8, 1946, by the Market Wholesale Grocery, Inc., from Chicago, Ill.

PRODUCT: 1,785 cases, each containing 24 10½-ounce cans, of shad at Cedar Falls, Iowa.

LABEL, IN PART: "Snow's Brand Shad * * * Packed by The F. H. Snow Canning Co., Inc., Pine Point, Me."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: October 26, 1946. The Fred H. Snow Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed, or disposed of as animal feed, under the supervision of the Food and Drug Administration.

11602. Adulteration of canned shad. U. S. v. 195 Cases * * *. (F. D. C. No. 20998. Sample No. 54641-H.)

LIBEL FILED: September 23, 1946, Southern District of Florida.

ALLEGED SHIPMENT: On or about July 29, 1946, by the F. H. Snow Canning Co., from Waukeag, Maine.

PRODUCT: 195 cases, each containing 24 10½-ounce cans, of shad at Jacksonville, Fla.

LABEL, IN PART: "Snow's Brand Shad."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: November 18, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11603. Adulteration of canned whiting. U. S. v. 11 Cases, etc. (F. D. C. Nos. 20852 to 20854, incl. Sample No. 42664-H.)

LIBELS FILED: September 9, 1946, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about August 7, 1946, by Associated Fisheries, from Plymouth, Mass.

PRODUCT: 14 cases at Huntington, W. Va., and 11 cases at Beckley, W. Va., each case containing 48 cans of whiting.

LABEL, IN PART: "Griffins Cape Cod Whiting Contents 15 Oz. Avoir. Packed for B. A. Griffin Co., Inc., Milwaukee, Wis. Barnstable, Mass."